

Aug-23-07 04:31pm From: Kennedy, Jennik &amp; Murray, P.C.

12123580207

USDC SDNY *Plaintiff*  
DOC#103JMP2402 F-669  
ELECTRONICALLY FILED  
DOC #: \_\_\_\_\_  
DATE FILED: 8/23/07

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK  
ERIC SCHERZER, as Trustee of the  
VOLUNTARY HOSPITALS HOUSE STAFF  
BENEFITS PLAN,

Plaintiff,

-against-

CARITAS HEALTH CARE, INC.,

Defendant.

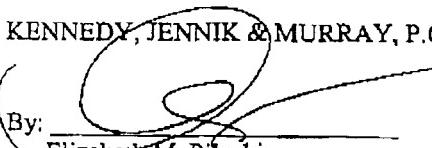
**07 CIV. 7005 (WHP)****STIPULATION AND ORDER**

IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned attorneys for Plaintiff, Eric Scherzer, as Trustee of the Voluntary Hospitals House Staff Benefits Plan, and Defendant, Caritas Health Care, Inc., that the time for Defendant to answer, move or otherwise respond to the Complaint in the above-captioned action be, and the same hereby is, extended through and including September 7, 2007.

Dated: New York, New York  
August 23, 2007

KENNEDY, JENNICK &amp; MURRAY, P.C.

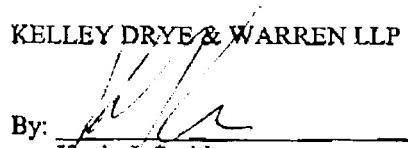
By:

  
Elizabeth M. Pilecki113 University Place 7<sup>th</sup> Floor  
New York, New York 10023  
(212) 358-1500

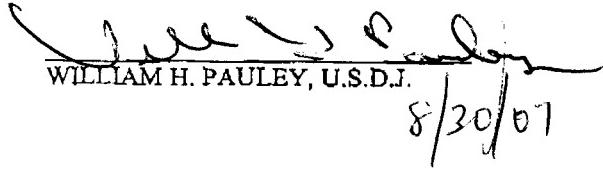
Attorneys for Plaintiff

KELLEY DRYE &amp; WARREN LLP

By:

  
Kevin J. Smith  
Barbara E. Hoey  
101 Park Avenue  
New York, New York 10178  
(212) 808-7800  
Attorneys for Defendant

SO ORDERED:

  
WILLIAM H. PAULEY, U.S.D.J.

8/30/07